

Customer No.: 31561
Application No.: 10/711,939
Docket No.: 11438-US-PA-0P

REMARKS**Response to 35 U.S.C. 121**

The Examiner issued a restriction requirement. According to the Office Action, there are two patentably distinct inventions in the claimed invention and a restriction to one of these inventions in claims is required under 35 U.S.C. 121.

Applicant would like to elect Group I, claims 1-22, drawn to a dynamic random access memory (DRAM) cell, classified in class 257, subclass 296. Please cancel Group II, claims 23-40, drawn to a method for fabricating a DRAM array, classified in class 438, subclass 257. Applicant also reserves the right to pursue the subject matter of the non-elected claims in a divisional application if Applicant so chooses.

In the event a telephone conversation would expedite the prosecution of this application, the Examiner is encouraged to contact the undersigned attorney to discuss the application.

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Respectfully submitted,


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